
¹ This Court appreciates the courtesy of counsel's having done so, an action that permits the reader to review the full content of the pleading in a single document.

1. As this Court had considered might be the case, First Government is indeed an unincorporated "entity" -- but AC ¶ 4 confirms that Graver (an Illinois citizen) is its sole member, so that First Government is an Illinois citizen too.
2. As to co-defendant Briner Law Offices, regarding which the original Complaint's allegation left the possibility that it "may indeed not be a suable legal entity at all" (Order at 2), AC ¶ 7 identifies it as an Arkansas corporation with its principal place of business in that state. Those two factors make it an Arkansas citizen. And as AC ¶ 6 reconfirms, co-defendant Fred Briner is also an Arkansas citizen.

With those things having been established, diversity jurisdiction is in fact present, so that this action may proceed in this District Court. Accordingly this Court is issuing its customary initial scheduling order, including the setting of a status hearing at 9 a.m. September 8, 2016. In the interim the parties will be expected to proceed forthwith with the advance disclosures called for by Fed. R. Civ. P. 26(a)(1)(A), without having to wait for the timely filing of a responsive pleading to the AC.



Milton I. Shadur
Senior United States District Judge

Date: August 11, 2016